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11 HOFFMAN, and CARL R. HOFFMAN

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21 Attorneys for Defendants
22 COUNTY OF SAN JOAQUIN,
23 DAVID KWONG, and JUANITA M. HUERTA

24 UNITED STATES DISTRICT COURT

25 EASTERN DISTRICT OF CALIFORNIA

26 SACRAMENTO DIVISION

27 HOFFMAN BROS. HARVESTING, INC., et al.,

28 Case No. 2:20-cv-00660-TLN-AC

Plaintiffs,

**JOINT STIPULATION TO CONTINUE
HEARING ON MOTION TO DISMISS;
ORDER**

vs.

COUNTY OF SAN JOAQUIN, et al.,

Defendants.

29 Pursuant to E.D. Cal. L.R. 230(f), the parties—Plaintiffs Hoffman Brothers Harvesting, Inc., Paul
30 D. Hoffman & Sons, Ronald E. Hoffman, and Carl R. Hoffman (collectively, “Plaintiffs”) and
31 Defendants County of San Joaquin, David Kwong, and Juanita M. Huerta (collectively, “Defendants”)—
32 submit the following joint stipulation to continue the hearing date on Defendants’ pending motion to
33 dismiss (ECF No. 6).

STIPULATION

WHEREAS, Defendants' pending motion to dismiss was originally noticed and scheduled for hearing on July 23, 2020 (ECF No. 6);

WHEREAS, the parties jointly stipulated to continue the hearing to September 17, 2020 (ECF No. 8), and the Court granted the stipulation (ECF No. 9);

WHEREAS, the parties jointly stipulated to further continue the hearing to November 12, 2020 (ECF No. 10), and the Court granted the stipulation (ECF No. 11);

WHEREAS, the parties jointly stipulated to further continue the hearing to January 21, 2021 (ECF No. 12), and the Court granted the stipulation (ECF No. 13);

WHEREAS, the parties jointly stipulated to further continue the hearing to February 18, 2021 (ECF No. 14), and the Court granted the stipulation (ECF No. 15); and

WHEREFORE, the parties' counsel have discussed, and continue to discuss, potential early alternative dispute resolution in this case and a further continuance of the hearing date is necessary to facilitate these settlement discussions—specifically, the parties have each made and discussed proposals to resolve the parties' dispute and, most recently, continue to discuss and consider counter-proposals; and

NOW, THEREFORE, the parties agree and stipulate that:

Defendants' pending motion to dismiss (ECF No. 6), currently scheduled to be heard before this Court on February 18, 2021, shall be CONTINUED to April 15, 2021, at 2:00 p.m.

IT IS SO STIPULATED.

Dated: February 2, 2021

Respectfully Submitted,
LAW OFFICE OF MARK E. MERIN

/s/ Mark E. Merin

By: _____
Mark E. Merin

Attorney for Plaintiffs
HOFFMAN BROTHERS HARVESTING, INC.,
PAUL D. HOFFMAN & SONS, RONALD E.
HOFFMAN, and CARL R. HOFFMAN

1 Dated: February 2, 2021

Respectfully Submitted,
COLE HUBER LLP

2
3 /s/ *Derek P. Cole*
4 (as authorized on February 2, 2021)

5 By: _____
6 Derek P. Cole
7 Ronald J. Scholar

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10 Attorneys for Defendants
11 COUNTY OF SAN JOAQUIN,
12 DAVID KWONG, and JUANITA M. HUERTA

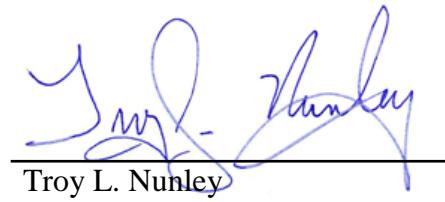
13
14 **ORDER**

15 GOOD CAUSE APPEARING, the parties' stipulation is GRANTED.

16 Defendants' pending motion to dismiss (ECF No. 6), currently scheduled to be heard before this
17 Court on February 18, 2021, shall be CONTINUED to April 15, 2021, at 2:00 p.m.

18 IT IS SO ORDERED.

19 Dated: February 2, 2021



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